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#### 6549/53673 **Attorney Docket Number DECLARATION FOR UTILITY OR** Constant et al. First Named Inventor **DESIGN COMPLETE IF KNOWN** PATENT APPLICATION (37 CFR 1.63) Application Number 1/28/2002 Filing Date Declaration Declaration X **Group Art Unit** Submitted after Initial Submitted Filing (surcharge (37 CFR 1.16 (e)) with Initial OR Filing **Examiner Name** required)

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s a below named inventor, I hereby declare that:							
ty residence, mailing address, and citizenship are as stated below next to my name.							
believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural ames are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:							
Character-Based, Graphically Expressive Mobile Messaging System							
(Title of the Invention)							
the specification of which	(Tibe	or the invention)					
is allactied fieleto	X is attached hereto						
OR							
was filed on (MM/DD/YYYY) as United States Application Number or PCT International							
Application Number and was amended on (MM/DD/YYYY) (if applicable).							
I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as							
amended by any amendment specifically referred to above.							
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT							
international filing date of the continuation-in-part application.							
I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other							
than the United States of America, listed below and have also identified below by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the							
application on which priority is clair	ned.		Priority	Certified Copy Attached?			
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Not Claimed	YES NO			
	Country						
		1					
Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:							
, additional toloigh application							

[Page 1 of 2)

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### Under the Paper work Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. **DECLARATION** – Utility or Design Patent Application X Customer Number Direct all correspondence to: OR Correspondence address below 30505 or Bar Code Label Name Mark James Spolyar Address 554 Jersey Street ZIP 94114 State CA City San Francisco Telephone 415-826-7966 Fax 415-480-1780 Country USA Thereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such statements may jeopardize the validity of the application or any patent is a ued the reon. NAME OF SOLE OR FIRST INVENTOR: A petition has been filed for this unsigned inventor **Family Name** Given Name or Sumame Constant (first and middle [if any]) Micholas Robert Inventor's Signature Date Country USA Citizenship United States State CA Residence: City Los Angeles Mailing Address 2379 Edgewater Terrace ZIP 90039 Country USA State CA City Los Angeles NAME OF SECOND INVENTOR: A petition has been filed for this unsigned inventor Family Name or Surname Rigby (first and middle [if any]) Benjamin Daniel inventor's Signature Date Country USA Citizenship United States State NY Residence: City Brooklyn Mailing Address 346 11th Street #4 State NY ZIP 11215 Country USA Brooklyn

Additional inventors are being named on the

supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

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Direct all correspondence to. X Custom or Bar (	ner Number Code Label	30505 OR .	Correspondence address below		
Name Mark James Spolyar			·		
Address 554 Jersey Street	er <del>us 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 </del>		; 		
City San Francisco		State CA	ZIP 94114		
Country USA	Telephone	415-826-7968	Fax 415-480-1780		
I hereby declare that all statements made here are believed to be true; and further that these are punishable by fine or imprisonment, or application or any patent issued thereon.	a afatorobanta wara mw	ada with the knowledge that Wi	Birt taise statements and the like so hidde		
NAME OF SOLE OR FIRST INVENT	OR: Ap	etition has been filed for this unsi	gned Inventor		
Given Name (first and middle [if any]) Nicholas Robert		Family Name or Surname Constant			
tnyentor's Signature			Date		
Residence: City Los Angeles	State CA	Country USA	Citizenship United States		
Mailing Address 2379 Edgewater Terrace					
A SAME AND	State CA	ZIP 90038	Country USA		
NAME OF SECOND INVENTOR:		petition has been filed for this uns			
Given Name (first and middle [if any]) Benjamin Daniel		Family Name or Surname Rigby			
Inventor's Signature	-0-		Date 01.28.02		
Residence: City Brooklyn	State NY	Country USA	Citizenship United States		
Mailing Addross 346 11th Street #4					
City Brooklyn	State NY	<b>ZiP</b> 11215	Country USA		
Additional inventors are being named of	on thesuppleme	ental Additional Inventor(s) sheet(	s) PTO/SB/02A attached hereto.		

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Name of Additional Joint Inve	ntor, if anv:		A petition has been f	<del></del>	signed inventor	
Given Name (first and mi		Family Name or Surname				
Ardith Ibanez		Rigby				
Inventor's Signature	ufte				Date 01/28/03	
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Given Name (first and middle [if any])			Family Name or Surname			
Bartholomew Thomas	* <u>4+4+*********************************</u>	Chee	ver		T	
lgventor's Signature					Date	
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Residence: City Los Angeles	State CA		Country United State		Citizenship United States	
Mailing Address 2188 Broadway Terr	208					
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April 1944	- TANA S. TOTAL			(Fa		
inventor's						
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Ardith Ibanez Inventor's Signature		Togoy			Date	
Residence: City Brooklyn	State NY		Country USA		Citizenship	
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Bartholomew Thomas		Cheever				
Inventor's Signature	Deer				Date 1/28/02	
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PATENT APPLICATION Attorney Docket 6549/53673

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Constant et al.

Serial No.: TBD

filed:

January 28, 2002

For:

Character-Based, Graphically Expressive Mobile Messaging System

# POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST

Commissioner for Patents BOX PATENT APPLICATION Washington, D.C. 20231

Sir:

DFILM, Inc., a Delaware corporation, at 7095 Hollywood Blvd., #1001, Los Angeles, CA 90028, assignee of all right, title and interest to the application identified above, through its Chief Executive Officer, Bartholomew Thomas Cheever, hereby appoints as its principal attorney, Mark James Spolyar, Reg. No. 42164, with full power of revocation and substitution, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected herewith.

All correspondence and telephone calls relating to this application should be directed to:

# **Customer Number: 30505**

Law Office of Mark J. Spolyar 554 Jersey Street San Francisco, CA 94114 415-826-7966 415-480-1780 fax.

Respectfully submitted, **DFILM, INC.** 

Ву:

artholomew Thomas Cheever

Date: 1/28

s: Chief Executive Officer